GOVERNEMNT OF ANDHRA PRADESH
ABSTRACT

Public Services – Commercial Taxes Department – Allegations of Corruption against Sri M.Srinivasa Rao, Assistant Commercial Tax Officer, O/o. Commercial Tax Officer, Chinawaltair Circle, Visakahapatnam District– Trapped on 29-09-2011 – Prosecution accorded - Charge Sheet filed – Charge proved - Convicted in CC No.17/2013 – Dismissal from service – Orders – Issued.

REVENUE (VIGILANCE-II) DEPARTMENT

G.O.Ms.No.411 **Dated:26-08-2016.**
Read the following:-

1. From Director General, Anti-Corruption Bureau, Hyderabad Letter Rc.No.210/RCT-WVP/2011-S11, dated:18-10-2011.
2. From Director General, Anti-Corruption Bureau, Hyderabad, Letter Rc.No.210/RCT-WVP/2011, dated: 08-07-2013.
3. G.O.Ms.No.555, Rev (Vig.I) Dept., dated: 01-11-2013.
4. From Director General, Anti-Corruption Bureau, Hyderabad Letter Rc.No.210/RCT-WVP/2011-S11, dt.04-08-2016.
5. Judgement of III Additional District & Sessions Judge-cum-Special Judge for SPE & ACB Cases, Visakhapatnam, Dated:15.07.2016 in CC No.17/2016.

* * * * *

ORDER:

Whereas, in the reference 1st read above, it was brought to the notice of the Government, that Sri M.Srinivasa Rao, Assistant Commercial Tax Officer, O/o. Commercial Tax Officer, Chinawaltair Circle, Visakahapatnam District was trapped by the Anti Corruption Bureau on 29-09-2011 on the allegations of corruption that he demanded and accepted the bribe amount of Rs.8,000/- from the complainant Sri T.Jaganadha Rao for doing official favour to issue VAT registration certificate.

2. And whereas, the Government after examining the final report of the Director General, Anti Corruption Bureau, Hyderabad received, vide reference 2rd read above, have accorded sanction to prosecute Sri M.Srinivasa Rao, Assistant Commercial Tax Officer, (Accused Officer) vide reference 3rd read above under Prevention of Corruption Act, 1988 for the offences committed by him. Accordingly, the Director General, Anti Corruption Bureau, Andhra Pradesh, Hyderabad filed charge sheet before the III Additional District & Sessions Judge-cum-Special Judge for SPE & Anti Corruption Bureau Cases, Visakhapatnam in C.C.No.17 of 2013.

3. And whereas, in the ref 5th read above, the III Additional District & Sessions Judge-cum-Special Judge for SPE & Anti Corruption Bureau Cases, Visakhapatnam has passed judgment in C.C.No.17 of 2013 on 15-07-2016, and found that Sri M.Srinivasa Rao, Assistant Commercial Tax Officer, (Accused Officer), O/o Commercial Tax Officer, Chinawaltair Circle, Visakhapatnam is guilty of the charges and accordingly convicted him under section 248 (2) of Criminal Procedure Code and sentenced the Accused Officer to undergo rigorous imprisonment for a period of (3) years and to pay a fine of Rs.1,000/- u/s 7 of the Prevention of Corruption Act,1988 and in default to undergo further period of two months simple imprisonment and further sentenced to undergo three years rigorous imprisonment and to pay a fine of Rs.1,000/- under section 13(1)(d) of the Prevention of Corruption Act, 1988 and in default, to undergo further period of two months simple imprisonment. Both the sentences were ordered to run concurrently.

4. And whereas, it is considered that the conduct of the said Sri M.Srinivasa Rao, Assistant Commercial Tax Officer, O/o. Commercial Tax Officer,

Contd., 2

Chinawaltair Circle, Visakhapatnam District which has led to his conviction in criminal charge is such as to render his further retention in the public service is undesirable.

5. And whereas, after careful consideration of the facts and circumstances of the case, Government have decided that major penalty of dismissal from Government service shall be imposed on Sri M.Srinivasa Rao, Assistant Commercial Tax Officer, (Accused Officer), O/o. Commercial Tax Officer, Chinawaltair Circle, Visakhapatnam District with immediate effect in terms of orders issued vide G.O.Ms.No.2, General Administration (Services-C) Department, dated: 04.01.1999.

6. Now, therefore in exercise of the powers conferred under clause (x) of rule 9 and sub-rule (1) of Rule 25 of Andhra Pradesh Civil Services (Classification,Control & Appeal) Rules, 1991 read with G.O.Ms.No.2, General Administration (Services-C) Department, dated 04-01-1999, Government hereby dismiss Sri M.Srinivasa Rao, Assistant Commercial Tax Officer, (Accused Officer), O/o. Commercial Tax Officer, Chinawaltair Circle, Visakahapatnam District from Government service, with immediate effect.

7. The Commissioner, Commercial Taxes, Andhra Pradesh, Hyderabad shall take necessary action accordingly and report compliance to the Government immediately.

NOTIFICATION

8. The following notification shall be published in the extraordinary issue of the Andhra Pradesh Gazette, Dated:30-08-2016

9. In exercise of the powers conferred under clause (x) of rule 9 and sub-rule (1) of Rule 25 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 read with G.O.Ms.No.2, General Administration (Services-C) Department, dated 04-01-1999, Government hereby dismiss Sri M.Srinivasa Rao, Assistant Commercial Tax Officer, (Accused Officer), O/o. Commercial Tax Officer, Chinawaltair Circle, Visakhapatnam District from Government service with immediate effect.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJEYA KALLAM
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

Sri M.Srinivasa Rao, Assistant Commercial Tax Officer, (Accused Officer), O/o. Commercial Tax Officer, Chinawaltair Circle, Visakhapatnam District. (through the Commissioner of Commercial Taxes, Andhra Pradesh, Hyderabad)

The Commissioner of Commercial Taxes, Andhra Pradesh, Hyderabad.(with a request to serve the G.O. on the individual and send served copy with dated signature to Government for record)

The Commissioner of Printing, Stationery & Stores Purchase, Hyderabad.(with a request to publish the G.O. in the extraordinary Gazette and furnish 10 copies to Government)

Copy to:

The Secretary to Vigilance Commissioner,
Andhra Pradesh Vigilance Commission, Hyderabad.
The Director General, Anti-Corruption Bureau, Hyderabad.
The Pay and Accounts Officer, Hyderabad.
The Director of Treasuries & Accounts, Andhra Pradesh, Hyderabad.
The Accountant General, Andhra Pradesh, Hyderabad.
The Revenue (Commercial Tax-I) Department.
SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER